

HONORABLE FRANKLIN D. BURGESS

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

ANDREW LAWRENCE, a single man, and  
all persons similarly situated,

Plaintiff,

v.

THE PRUDENTIAL INSURANCE  
COMPANY OF AMERICA,

Defendant.

No.: C04-5791 FDB

STIPULATED ORDER MODIFYING  
TRIAL BRIEFING SCHEDULE

**Noted: September 28, 2005**

The parties, Plaintiff Andrew Lawrence and Defendant The Prudential Insurance Company of America, by and through their counsel of record hereby stipulate to the following and respectfully request the Court's approval of this stipulation:

1. As this matter is governed by ERISA<sup>1</sup>, there will be no jury, so jury instructions and voir dire are not required.

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<sup>1</sup> Employee Retirement Income Security Act, 29 U.S.C. § 1001 et seq.

2. The evidence will be limited to the administrative record. Therefore, the parties request that trial briefs or motions for judgment on the administrative record, proposed findings of fact and conclusions of law be filed on October 17, 2005.

IT IS SO ORDERED.

DONE this 3<sup>rd</sup> day of October, 2005.

/s/ Franklin D Burgess  
The Honorable Franklin D. Burgess

Presented By:

STRITMATTER KESSLER WHELAN  
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/s/ Brad J. Moore

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